

## PROHIBITIONISTS WIN IN SUPREME COURT TODAY

Two Important Decisions Are  
Handed Down in Santa Fe;  
Justice of Peace Declared to  
Be County Officer.

(By Evening Herald A. P. Leased Wire)

Santa Fe, N. M., Aug. 31.—The Supreme Court of New Mexico today handed down two important decisions affecting the prohibition fight in Roswell. The anti-prohibitionists of that city, in order to meet the dry majority government, presented a petition asking for a vote to change the commission form of government, the petition being signed by 554 persons. The city authorities refused to grant the petition because many petitioners submitted their names and others were not legal residents, thus cutting seven the petition below that required 600. The district court issued a writ of mandamus pro forma to compel the granting of the petition, but the supreme court today reversed the pro forma writ and declares that the names were legally taken from the petition and that the writ of mandamus to compel the city authorities to grant the petition should be dismissed. This is a victory for the prohibitionists, and in the second decision the other side wins, for the court rules that justices of the peace are precinct officers and not county officers, and therefore not kept in office by the enabling act which extended until the state officers take charge the terms of all territorial and county officials. The case was that of A. J. Weller vs. M. W. Witt. The latter is the present justice of the peace at Roswell and was unfriendly to the prohibitionists. He had succeeded Weller, who was a dry advocate, and brought suit against Witt to oust him, claiming that the enabling act continued justices of the peace in office and that Witt's election last January was, therefore, illegal.

**Special Telegram to Evening Herald**  
Santa Fe, N. M., Aug. 31.—The judgment of the court below was affirmed by the supreme court of New Mexico today in the case of the Territory ex. v. A. J. Weller versus M. W. Witt, the higher court holding that a justice of the peace is not a county officer. When the case was argued and submitted some days ago, counsel for Weller argued that the election for justice of the peace last January was unauthorized by the act of congress admitting New Mexico, and contending that a justice of the peace is a county officer and that the enabling act provides that county officers shall hold until the admission as a state. Counsel for Witt contended that the territorial statute clearly made justices of the peace precinct officers and that the statute had been so construed ever since New Mexico assumed a territorial form of government and that the act of congress had no application.

The supreme court today announced also a decision in the case of the territory ex. v. J. W. Stockard, versus the mayor and city council of Roswell, reversing the judgment of the court below and remanding the case for further trial. When submitted ten days ago, attorneys for the majority argued that enough names were withdrawn from a certain petition to reduce the number of petitioners below 500 and contended that the parties had the right to withdraw from the petition. The contention on the part of the appellee was that the signatures could not be legally withdrawn from the petition after it had been filed with the mayor and council, and that if the right of withdrawal did exist, that the withdrawals in this specific case were void and of no effect, having been made to a committee of the council rather than to the council itself. Case No. 1393, Thomas Howard and Louis J. Bestor, a co-ministering dry business under the name of Howard and Bestor, appellees, versus R. L. Kitchell, et al.

(Continued from Page One.)

## HUGH TROTTER GROCERY & MEAT MARKET

Will have a few items to mention to induce you to give us your orders for this month.

Batavia Flour, the best on the market; 50 pounds for \$4.65  
100 pounds best spuds for \$2.50  
4 pounds Sweet spuds.....\$2.50  
2 racks White Honey.....\$2.50  
3 pounds large Black Grapes.....\$2.50  
6 pounds large Yellow Peaches.....\$2.50  
3 boxes Krispy Crackers.....\$2.50  
Five Bananas, dozen.....\$2.50  
Good Corn, Peas and Tomatoes, the case.....\$2.25  
New Spring Chickens, per pound.....\$1.75  
Soda Premium Ham, per pound.....\$2.25  
Soda Premium Bacon, per pound.....\$3.00  
Shield Bacon, per pound.....\$2.50

We can give you choice Kansas City Beef, nice Mutton and Pork and all kinds of Cured Meats and Lunch Goods. Saturday will have Sea Shipped Oysters; sweet, sour and dill Pickles, also ripe and green Olives all fresh stock.

Special attention to out of town orders.

## HUGH TROTTER 109-111 N. Second St. Phones 44-524

appellants. Curry county, the judge of the court below is affirmed.

The court adjourned at 10:30 this morning until tomorrow afternoon.

Wednesday Record.

The record for the cause for Wednesday follows:

Case No. 1411, F. Vincent, et al. appellants versus Citizens Bank of Roswell, defendant, signed and submitted.

Case No. 1421, Arizona and Colorado Railroad Company, versus Benoy and Rio Grande apostolites were given until the first day of October to file a motion for a rehearing.

## TRACHOMA IS NOT SO DANGEROUS

Association Reports That it is  
Being Checked; C. J. Cran-  
dall is Elected Permanent  
Chairman of New Board.

(By Evening Herald A. P. Leased Wire)

Santa Fe, N. M., Aug. 31.—Union J. Crandall of Santa Fe was elected permanent chairman of the trachoma conference of Indian educators and physicians in session here. Dr. Joseph A. Murphy, in charge of the Indian medical service in the United States, declared that trachoma is less severe today than it was a year ago because now the danger of the spread of the disease has been recognized and it is under control. Thirty-three per cent of the Pueblo Indians have trachoma, he declared, but there are several Indian villages without a single case while in others the percentage runs above 50. Cases have been effected in 20 per cent of the cases treated and trachoma no longer is as serious a menace to the Indians as is tuberculosis. The abolishing of school wash basins, combs and towels, indirect lighting, better ventilation, as well as careful medical inspection are advocated not only in the Indian schools but also in the schools for the whites in the southwest.

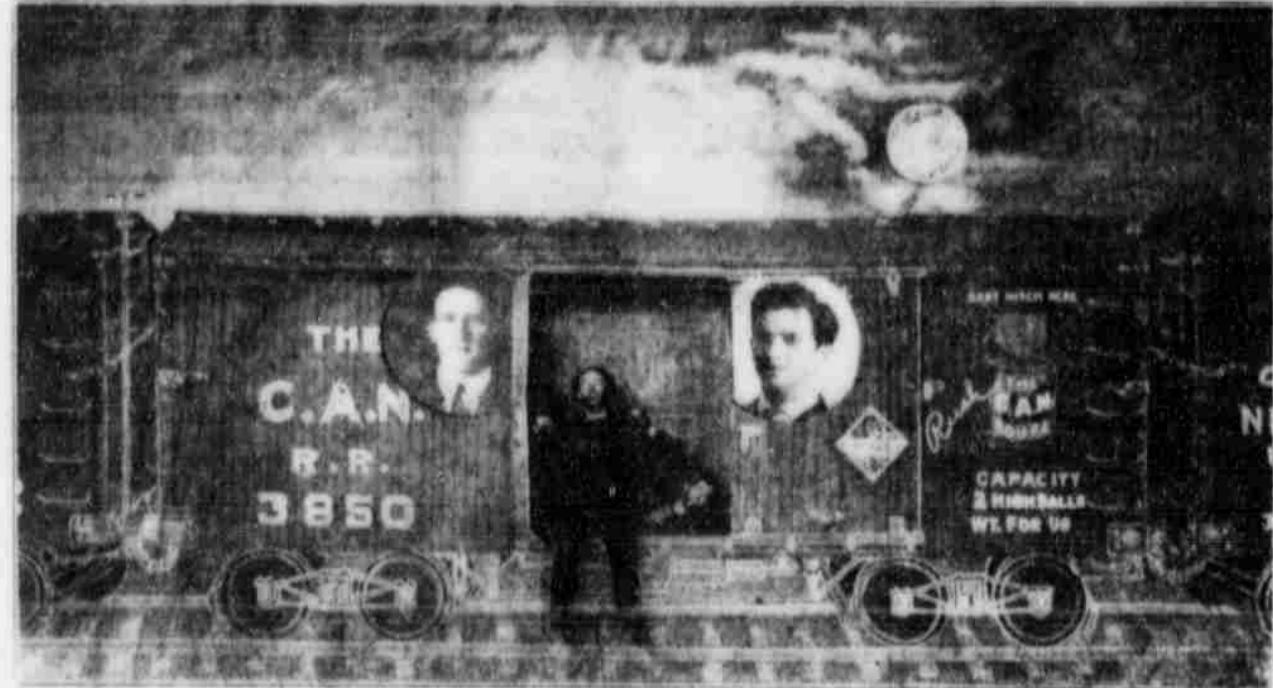
The conference will adjourn to night.

## LARRAZOLO

(Continued from Page One.)

trial to success, viz., That the voters should go to the polls and cast their ballots, particularly so as it was evident that the opposition would bend every energy to retain the supremacy that was fast slipping from their hands. In this I was not mistaken; in all the strong republican counties of the territory the local tickets were almost completely lost sight of in the determined and combined effort to defeat me. The result was that I lost the counties of Union, Mori and San Miguel, that had gone for me at the previous election, but we won the counties of Colfax and Torrance, and retained Guadalupe and Rio Arriba, all of them strong republican counties, and that the statute had been so construed ever since New Mexico assumed a territorial form of government and that the act of congress had no application.

The supreme court today announced also a decision in the case of the territory ex. v. J. W. Stockard, versus the mayor and city council of Roswell, reversing the judgment of the court below and remanding the case for further trial. When submitted ten days ago, attorneys for the majority argued that enough names were withdrawn from a certain petition to reduce the number of petitioners below 500 and contended that the parties had the right to withdraw from the petition. The contention on the part of the appellee was that the signatures could not be legally withdrawn from the petition after it had been filed with the mayor and council, and that if the right of withdrawal did exist, that the withdrawals in this specific case were void and of no effect, having been made to a committee of the council rather than to the council itself. Case No. 1393, Thomas Howard and Louis J. Bestor, a co-ministering dry business under the name of Howard and Bestor, appellees, versus R. L. Kitchell, et al.



## LA FORCE & WILDER Komic Komediens at the Krystal Tonight

It is needless to say that the defendant I had just suffered in the territory greatly weakened. Whatever chance I might have had of winning my fight in that contest. In this connection I wish to remark that the house committee on elections that heard my cause consisted of nine members, six Republicans and three Democrats, and in the second decision the other side wins, for the court rules that justices of the peace are precinct officers and not county officers, and therefore not kept in office by the enabling act which extended until the state officers take charge the terms of all territorial and county officials. The case was that of A. J. Weller vs. M. W. Witt. The latter is the present justice of the peace at Roswell and was unfriendly to the prohibitionists. He had succeeded Weller, who was a dry advocate, and brought suit against Witt to oust him, claiming that the enabling act continued justices of the peace in office and that Witt's election last January was, therefore, illegal.

In conclusion, allow me to say, my Dear Mr. McDonald, that in severing our political relations I carry with me no malice toward any one, I shall never forget, for anything from my new political companions, but in the discharge of duty, as God has made me understand it, I leave the honored place to which I am entitled there, to join the plain ranks of the Republican party.

In conclusion, allow me to say, my

Dear Mr. McDonald, that in severing our political relations I carry with me no malice toward any one, I shall never forget, for anything from my new political companions, but in the discharge of duty, as God has made me understand it, I leave the honored place to which I am entitled there, to join the plain ranks of the Republican party.

In conclusion, allow me to say, my

Dear Mr. McDonald, that in severing our political relations I carry with me no malice toward any one, I shall never forget, for anything from my new political companions, but in the discharge of duty, as God has made me understand it, I leave the honored place to which I am entitled there, to join the plain ranks of the Republican party.

In conclusion, allow me to say, my

Dear Mr. McDonald, that in severing our political relations I carry with me no malice toward any one, I shall never forget, for anything from my new political companions, but in the discharge of duty, as God has made me understand it, I leave the honored place to which I am entitled there, to join the plain ranks of the Republican party.

In conclusion, allow me to say, my

Dear Mr. McDonald, that in severing our political relations I carry with me no malice toward any one, I shall never forget, for anything from my new political companions, but in the discharge of duty, as God has made me understand it, I leave the honored place to which I am entitled there, to join the plain ranks of the Republican party.

In conclusion, allow me to say, my

Dear Mr. McDonald, that in severing our political relations I carry with me no malice toward any one, I shall never forget, for anything from my new political companions, but in the discharge of duty, as God has made me understand it, I leave the honored place to which I am entitled there, to join the plain ranks of the Republican party.

In conclusion, allow me to say, my

Dear Mr. McDonald, that in severing our political relations I carry with me no malice toward any one, I shall never forget, for anything from my new political companions, but in the discharge of duty, as God has made me understand it, I leave the honored place to which I am entitled there, to join the plain ranks of the Republican party.

In conclusion, allow me to say, my

Dear Mr. McDonald, that in severing our political relations I carry with me no malice toward any one, I shall never forget, for anything from my new political companions, but in the discharge of duty, as God has made me understand it, I leave the honored place to which I am entitled there, to join the plain ranks of the Republican party.

In conclusion, allow me to say, my

Dear Mr. McDonald, that in severing our political relations I carry with me no malice toward any one, I shall never forget, for anything from my new political companions, but in the discharge of duty, as God has made me understand it, I leave the honored place to which I am entitled there, to join the plain ranks of the Republican party.

In conclusion, allow me to say, my

Dear Mr. McDonald, that in severing our political relations I carry with me no malice toward any one, I shall never forget, for anything from my new political companions, but in the discharge of duty, as God has made me understand it, I leave the honored place to which I am entitled there, to join the plain ranks of the Republican party.

In conclusion, allow me to say, my

Dear Mr. McDonald, that in severing our political relations I carry with me no malice toward any one, I shall never forget, for anything from my new political companions, but in the discharge of duty, as God has made me understand it, I leave the honored place to which I am entitled there, to join the plain ranks of the Republican party.

In conclusion, allow me to say, my

Dear Mr. McDonald, that in severing our political relations I carry with me no malice toward any one, I shall never forget, for anything from my new political companions, but in the discharge of duty, as God has made me understand it, I leave the honored place to which I am entitled there, to join the plain ranks of the Republican party.

In conclusion, allow me to say, my

Dear Mr. McDonald, that in severing our political relations I carry with me no malice toward any one, I shall never forget, for anything from my new political companions, but in the discharge of duty, as God has made me understand it, I leave the honored place to which I am entitled there, to join the plain ranks of the Republican party.

In conclusion, allow me to say, my

Dear Mr. McDonald, that in severing our political relations I carry with me no malice toward any one, I shall never forget, for anything from my new political companions, but in the discharge of duty, as God has made me understand it, I leave the honored place to which I am entitled there, to join the plain ranks of the Republican party.

In conclusion, allow me to say, my

Dear Mr. McDonald, that in severing our political relations I carry with me no malice toward any one, I shall never forget, for anything from my new political companions, but in the discharge of duty, as God has made me understand it, I leave the honored place to which I am entitled there, to join the plain ranks of the Republican party.

In conclusion, allow me to say, my

Dear Mr. McDonald, that in severing our political relations I carry with me no malice toward any one, I shall never forget, for anything from my new political companions, but in the discharge of duty, as God has made me understand it, I leave the honored place to which I am entitled there, to join the plain ranks of the Republican party.

In conclusion, allow me to say, my

Dear Mr. McDonald, that in severing our political relations I carry with me no malice toward any one, I shall never forget, for anything from my new political companions, but in the discharge of duty, as God has made me understand it, I leave the honored place to which I am entitled there, to join the plain ranks of the Republican party.

In conclusion, allow me to say, my

Dear Mr. McDonald, that in severing our political relations I carry with me no malice toward any one, I shall never forget, for anything from my new political companions, but in the discharge of duty, as God has made me understand it, I leave the honored place to which I am entitled there, to join the plain ranks of the Republican party.

In conclusion, allow me to say, my

Dear Mr. McDonald, that in severing our political relations I carry with me no malice toward any one, I shall never forget, for anything from my new political companions, but in the discharge of duty, as God has made me understand it, I leave the honored place to which I am entitled there, to join the plain ranks of the Republican party.

In conclusion, allow me to say, my

Dear Mr. McDonald, that in severing our political relations I carry with me no malice toward any one, I shall never forget, for anything from my new political companions, but in the discharge of duty, as God has made me understand it, I leave the honored place to which I am entitled there, to join the plain ranks of the Republican party.

In conclusion, allow me to say, my

Dear Mr. McDonald, that in severing our political relations I carry with me no malice toward any one, I shall never forget, for anything from my new political companions, but in the discharge of duty, as God has made me understand it, I leave the honored place to which I am entitled there, to join the plain ranks of the Republican party.

In conclusion, allow me to say, my

Dear Mr. McDonald, that in severing our political relations I carry with me no malice toward any one, I shall never forget, for anything from my new political companions, but in the discharge of duty, as God has made me understand it, I leave the honored place to which I am entitled there, to join the plain ranks of the Republican party.

In conclusion, allow me to say, my

Dear Mr. McDonald, that in severing our political relations I carry with me no malice toward any one, I shall never forget, for anything from my new political companions, but in the discharge of duty, as God has made me understand it, I leave the honored place to which I am entitled there, to join the plain ranks of the Republican party.

In conclusion, allow me to say, my

Dear Mr. McDonald, that in severing our political relations I carry with me no malice toward any one, I shall never forget, for anything from my new political companions, but in the discharge of duty, as God has made me understand it, I leave the honored place to which I am entitled there, to join the plain ranks of the Republican party.

In conclusion, allow me to say, my

Dear Mr. McDonald, that in severing our political relations I carry with me no malice toward any one, I shall never forget, for anything from my new political companions, but in the discharge of duty, as God has made me understand it, I leave the honored place to which I am entitled there, to join the plain ranks of the Republican party.

In conclusion, allow me to say, my

Dear Mr. McDonald, that in severing our political relations I carry with me no malice toward any one, I shall never forget, for anything from my new political companions, but in the discharge of duty, as God has made me understand it, I leave the honored place to which I am entitled there, to join the plain ranks of the Republican party.

In conclusion, allow me to say, my

Dear Mr. McDonald, that in severing our political relations I carry with me no malice toward any one, I shall never forget, for anything from my new political companions, but in the discharge of duty, as God has made me understand it, I leave the honored place to which I am entitled there, to join the plain ranks of the Republican party.

In conclusion, allow me to say, my

Dear Mr. McDonald, that in severing our political relations I carry with me no malice toward any one, I shall never forget, for anything from my new political companions, but in the discharge of duty, as God has made me understand it, I leave the honored place to which I am entitled there, to join the plain ranks of the Republican party.

In conclusion, allow me to say, my

Dear Mr. McDonald, that in severing our political relations I carry with me no malice toward any one, I shall never forget, for anything from my new political companions, but in the discharge of duty, as God has made me understand it, I leave the honored place to which I am entitled there, to join the plain ranks of the Republican party.

In conclusion, allow me to say, my

Dear Mr. McDonald, that in severing our political relations I carry with me no malice toward any one, I shall never forget, for anything from my new political companions, but in the discharge of duty, as God has made me understand it, I leave the honored place to which I am entitled there, to join the plain ranks of the Republican party.

In conclusion, allow me to say, my